

**RESOLUTION
KENILWORTH, NJ**

RESOLUTION FOR EMERGENCY REPAIRS EMERGENCY SANITARY SEWER REPAIR

WHEREAS, NJSA 40A:11-6 provides that a purchase, contract or agreement may be made, negotiated or awarded without public advertising for bids and bidding therefore, notwithstanding that the cost of contract price will exceed the amount set in the prevailing bidding threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of performance of services, provided and

WHEREAS, A written requisition for the performance of such work or labor, or the furnishing of materials, supplies or services is filed with the contracting agent or his deputy in charge describing the nature of the emergency, the time of its occurrence and the need for invoking this section, certified by the officer or director in charge of the department wherein the emergency occurred, or such other officer or employee as may be authorized to act in the place of said officer or director, and the contracting agent or his deputy in charge, being satisfied that the emergency exists, is hereby authorized to award a contract for said work or labor, materials, supplies or services; and

WHEREAS, the DPW identified a section of collapsing pipe and a section lifting pipe; with the potential to collapse a section of roadway, an emergency situation meeting the criteria set forth above resulting in an **EMERGENCY SANITARY SEWER REPAIR** at Boulevard and 9th Street; and

WHEREAS, an emergency repair needs to be made **Montana Construction, 80 Contant Ave., Lodi, NJ 07644** in the amount not to exceed **\$ 75,000.00** (Seventy-five thousand dollars) for said repairs.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Kenilworth, does hereby authorize the payment of \$75,000.00 to Montana Construction, 80 Contant Ave., Lodi, NJ 07644 for the emergency purchase described herein in accordance with NJSA 40A:11-6

	MOVED	SECONDED	AYES	NOES	ABSTAIN	ABSENT	
Councilman Patrick Boyle	x	x					
Councilman Joseph Finistrella		x x					
Councilwoman Toni Giordano Picerno			x				
Councilman William Mauro			x				
Councilman Douglas Piper			x				
Councilman Savino Scorese			x				
Mayor Linda Karlovitch							
ON CONSENT AGENDA	Yes x		No				

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Kenilworth at a Meeting held on April 2, 2025.


Laura Reinertsen, Borough Clerk



Certification of Availability of Funds

I hereby certify that sufficient uncommitted funds are available for the purpose set forth herein in the Borough of Kenilworth account C-04-55-206-111 in the amount not to exceed **\$75,000.00**.

Ken Blum, CMFO

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Underground Utility Contractor

3/14/2025

Tel: 973.478.5200 • Fax: 973.478.7604
80 Contant Ave • Lodi, NJ 07644

PROPOSAL

Mr. Gregory M. Budesheim, CPWM, MRC, CCC
Borough of Kenilworth
401 Sheridan Avenue
Kenilworth, NJ 07033
Superintendent..kdpw@kenilworthnj.org

Re: Boulevard & North 9th Street, Kenilworth
Emergency Sanitary Repair

As requested, we are pleased to provide you with our proposal for sanitary improvements at the above referenced location. The scope of work would be as follows:

Proposed Scope of Work:

- Call for underground utility mark out
- Mobilization and demobilization
- Supervision, labor, material, and equipment
- Supply traffic control devices as required
- Sawcut Roadway
- Remove and dispose of asphalt/concrete roadway
- Expose any existing utilities within the excavation areas
- Install wood sheeting due to utility conflicts
- Excavate and locate existing PVC repair
- Install 3/4" stone bedding
- Remove and replace up to 30LF of 15 Inch VCP with 15 Inch PVC SDR-35
- Install Fernco Transition Adaptors and encase in concrete
- Backfill with DGA 2 feet above the pipe
- Backfill remaining trench with Soil Cement and compact in lifts
- Install 2 feet of DGA around any existing utilities
- Pave with 10" of hot asphalt
- Clean site and demobilize

Proposal Amount: \$75,000.00

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Exclusions:

- Final Paving, Traffic Control, Survey and Layout
- Concrete Restoration, Permits, bonds and fees, Police Traffic Directors
- Material and Compaction Testing, Light Pole Holding and/or Relocation
- Conflicts with unknown/unmarked/mismarked utilities
- Rock excavation, drilling, breaking, blasting, or removal
- Conflicts with unforeseen obstructions during excavation
- Handling, removal, or disposal of any and all contaminated or hazardous material
- Work to be completed within regular working hours: Monday through Friday, 7am to 3:30pm
- Any additional work needed will incur additional charges, which will be discussed and agreed upon by all parties before proceeding

Conditions:

- Utility Relocation must be coordinated and approved by owner if other utilities are in conflict
- Montana is not a design engineer and we do not provide engineering or design services
- Montana will not provide engineered drawings, plans or sketches

Terms:

- Net 30 days
- Interest to be applied on late payments
- Potential attorney fees are recoverable by Montana Construction
- Location of venue for potential arbitration: County of Bergen, State of New Jersey

Montana Construction would like to thank you for the opportunity to quote this project for you. We propose to complete the above-stated work for the proposal amount provided. In the event unforeseeable conditions are encountered, the proposed amount provided above is subject to revision. Please note that if Montana Construction is required to secure, acquire, or provide any of the excluded items or complete any additional work above and beyond the proposed scope of work, then the additional work would be tracked on a T&M basis and the additional costs would be added to the final invoice.

If Montana Construction is required to secure permits, police and traffic control, these costs will be added to the final invoice. Should you have any questions, please feel free to contact me at any time.

Sincerely,

Michael Mariano

Michael Mariano
Director of Emergency Management

Accepted by:

Name: _____ Title: _____

Signature: _____ Date: _____

3/21/2025, 8:43am – Email DPW Superintendent identified a section of collapsing pipe and a section lifting pipe; with the potential to collapse a section of roadway.